

**QUINN EMANUEL URQUHART & SULLIVAN LLP**

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*Co-Counsel for Marc S. Kirschner, as Litigation  
Trustee of the Highland Litigation Sub-Trust*

**UNITED STATES BANKRUPTCY COURT  
NORTHERN DISTRICT OF TEXAS**

In re:

HIGHLAND CAPITAL MANAGEMENT, L.P.,<sup>1</sup>  
  
Reorganized Debtor.

Chapter 11

Case No. 19-34054-sgj11

MARC S. KIRSCHNER, AS LITIGATION  
TRUSTEE OF THE LITIGATION SUB-TRUST,

Plaintiff,

v.

JAMES D. DONDERO; MARK A. OKADA;  
SCOTT ELLINGTON; ISAAC LEVENTON;  
GRANT JAMES SCOTT III; STRAND  
ADVISORS, INC.; NEXPOINT ADVISORS,  
L.P.; HIGHLAND CAPITAL MANAGEMENT  
FUND ADVISORS, L.P.; DUGABOY  
INVESTMENT TRUST AND NANCY  
DONDERO, AS TRUSTEE OF DUGABOY  
INVESTMENT TRUST; GET GOOD TRUST  
AND GRANT JAMES SCOTT III, AS  
TRUSTEE OF GET GOOD TRUST; HUNTER  
MOUNTAIN INVESTMENT TRUST; MARK &  
PAMELA OKADA FAMILY TRUST –  
EXEMPT TRUST #1 AND LAWRENCE  
TONOMURA AS TRUSTEE OF MARK &  
PAMELA OKADA FAMILY TRUST –  
EXEMPT TRUST #1; MARK & PAMELA  
OKADA FAMILY TRUST – EXEMPT TRUST  
#2 AND LAWRENCE TONOMURA IN HIS  
CAPACITY AS TRUSTEE OF MARK &

Adv. Pro. No. 21-03076-sgj

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<sup>1</sup> The last four digits of the Reorganized Debtor's taxpayer identification number are (8357). The Reorganized Debtor is a Delaware limited partnership. The Reorganized Debtor's headquarters and service address are 100 Crescent Court, Suite 1850, Dallas, TX 75201.

PAMELA OKADA FAMILY TRUST –  
EXEMPT TRUST #2; CLO HOLDCO, LTD.;  
CHARITABLE DAF HOLDCO, LTD.;  
CHARITABLE DAF FUND, LP.; HIGHLAND  
DALLAS FOUNDATION; RAND PE FUND I,  
LP, SERIES 1; MASSAND CAPITAL, LLC;  
MASSAND CAPITAL, INC.; AND SAS ASSET  
RECOVERY, LTD.,

Defendants.

**NOTICE OF VOLUNTARY DISMISSAL**

**PLEASE TAKE NOTICE** that Marc S. Kirschner, as Litigation Trustee of the Highland Litigation Sub-Trust established pursuant to the *Fifth Amended Plan of Reorganization of Highland Capital Management L.P. (As Modified)* [Bankruptcy Dkt. No. 1808] (the “Plan”) and Plaintiff in the above-captioned action, hereby gives notice that, pursuant to Rule 41(a)(1)(A)(i) of the Federal Rules of Civil Procedure, made applicable to this action by Rule 7041 of the Federal Rules of Bankruptcy Procedure, Counts XV, XVI, XVIII, and XIX, as pled in the Amended Complaint [Adversary Dkt. No. 158], are hereby voluntarily dismissed with prejudice as against Charitable DAF Holdco, Ltd., Charitable DAF Fund, LP, and CLO Holdco, Ltd. (together, the “DAF Parties”). The DAF Parties are therefore dismissed as Defendants from the above-captioned action. This dismissal shall apply only to the DAF Parties and shall not apply to or affect any other defendant in this proceeding.

**PLEASE TAKE FURTHER NOTICE** that, as of the date hereof, none of the DAF Parties has filed or served an answer or a motion for summary judgment.

Dated: July 2, 2025

Respectfully submitted,

**QUINN EMANUEL URQUHART &  
SULLIVAN, LLP**

/s/ Robert S. Loigman

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-and-

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*Counsel for the Litigation Trustee*

**CERTIFICATE OF SERVICE**

I hereby certify that a true and correct copy of the above and foregoing document was sent via electronic mail via the Court's ECF system to parties authorized to receive electronic notice in this case on July 2, 2025.

/s/ Robert S. Loigman

Robert S. Loigman